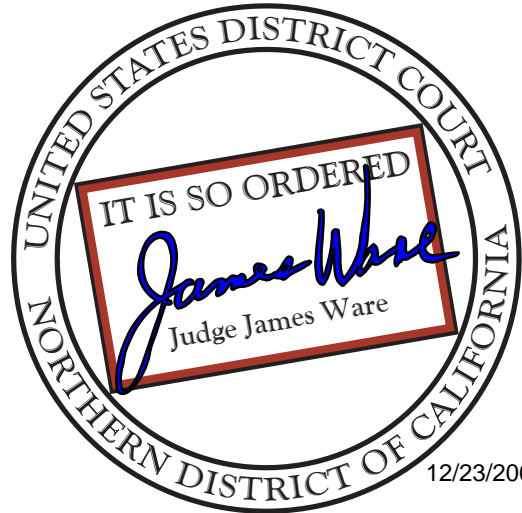


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12/23/2009

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

HAIPING SU,  
Plaintiff,

v.

NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION, an Agency  
of the United States; CHRISTOPHER  
SCOLESE, in his official capacity as Acting  
Administrator of NASA; SIMON PETER  
WORDEN, in his official capacity as  
Director of NASA Ames Research Center;  
ROBERT DOLCI, in an individual capacity  
and in his official capacity as Installation  
Security Chief at NASA Ames;  
REGINALD WADDELL, in an individual  
capacity and in his official capacity at  
NASA; FEDERAL BUREAU OF  
INVESTIGATION; ROBERT SWAN  
MUELLER III, in his official capacity as  
Director of the Federal Bureau of  
Investigation; SHERMAN KWOK, in an  
individual capacity and in his official  
capacity as an FBI Agent; TOM ROSS, in  
an individual capacity and in his official  
capacity at the FBI; and DOES -100,  
Defendants.

Case No. C09-02838 JW

**STIPULATION RE: 30-DAY  
EXTENSION OF TIME  
TO ANSWER OR OTHERWISE  
RESPOND TO PLAINTIFF'S  
COMPLAINT**

1 Pursuant to Civil L. R. 6-1(a), the parties to this action stipulate to extend by thirty days,  
2 or until January 29, 2010, the time within which the defendants<sup>1</sup> may answer or otherwise  
3 respond to plaintiff's First Amended Complaint. If plaintiff files a Second Amended Complaint  
4 by January 15, 2010, the parties stipulate that defendants may have until February 16, 2010 to  
5 answer or otherwise respond.

6 Good cause exists for this extension because on December 16, 2009, this Court entered  
7 an Order granting in part and denying in part defendants' Motion to Dismiss. In that Order, the  
8 Court directed that plaintiff file any amendment to his complaint by January 15, 2010. If plaintiff  
9 does not file a Second Amended Complaint, defendants' answer or other response to plaintiff's  
10 First Amended Complaint is currently due on December 30, 2009, before plaintiff's amended  
11 complaint would be due. It would not be an efficient use of resources for defendants to answer  
12 plaintiff's First Amended Complaint and then be required to further respond if plaintiff then filed  
13 a Second Amended Complaint. In addition, defendants require this extension because of the  
14 Christmas holiday and the vacation schedules of counsel for defendants. Finally, if plaintiff files  
15 a Second Amended Complaint, defendants will require the additional time in order to review the  
16 legal and factual bases underlying the Second Amended Complaint filed by plaintiff and  
17 determine the appropriate response. This change will not alter the date of any event or any  
18 deadline already fixed by Court order.

19  
20 Dated: December 22, 2009  
21  
22

23 /s/ Vesper Mei  
24 TONY WEST  
25 Assistant Attorney General  
26 SUSAN K. RUDY  
27 Assistant Branch Director  
28


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26 <sup>1</sup> Does 1-100 have not yet been identified or served, and no response is yet due from  
27 them. Accordingly, this stipulation should not be construed to apply to them.

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Dated: December 22, 2009



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